

MYSORE

South. H-27-65,966 31 10 50.

REV (1950) Department.

file

RT SERIES.

G.O. NO. 33

Passed

Enrolled

Dated. 17-1-1950

[Despatch Abstract.]

Public Servants. (South Canara)
In S. V. Bandar, Clerk.
Inclusion in the list of Deputy
Tahsildars - Petition rejected

CONFIDENTIAL

Revenue Department
Subject.

...

Bandar(Sri) S.V. -(South Kanara) - Head Clerk, Taluk Office, Puttur (on leave) - Appeal against the Bd's order rejecting his petition for inclusion in the list of Dy. Tahsildars - Submitted.

...

Station:MADRAS. Ref.D.8897/49-2(C) d/9.12.49.

...

From

Sri C.V.Narasimhan, I.C.S.,
Secretary, Bd. of Revenue.

Sri S.Ramganathan, ICS., Commissioner of Land Revenue
Sri V.N.Kudva, ICS., Commissioner of Comm'l.Taxes.

...

Read:-

From Sri S.V.Bandar, petition dt.nil.
From the Collr. of South Kanara, Ref.No.A1-
20939/49 dated 6.11.49.

...

Ref:-Appeal petition dt.nil of Sri S.V.
Bandar, Head clerk, Tk.office, Puttur
(on leave) received with Puttur Tahsildar's
N.Dis.No.9203/49 dt.30.8.1949 and Puttur
Rev. Divisional Officer's N.Dis.No.7322/49
dated 6.9.1949.

I submit herewith the appeal petition of Sri S.V.Bandar, Head Clerk, tk. office, Puttur (on leave) addressed to Govt. against the Bd's order Ref.No.D.3325/49-3(c) (Confl.)dated 14.7.1949 rejecting his request for inclusion of his request for inclusion of his name in the list of Dy.Tahsildars. The appellant is now working as U.D.C. in this office. I have no remarks to offer on the appeal petition.

2. The personal file of the appellant in

a sealed cover, the records office L.Dis.No. 24971/48, L.Dis.No.5470/49 and L.Dis.No.13364/49 referred to by the appellant are enclosed for perusal.

Sd. x x x
Collector.

REFERENCE.

Submitted to the Government.

2. In his annual proposals for inclusion of names in the approved list of Dy. Tahsildars for South Kanara district for 1949, the Collr. did not recommend the name of Sri S.V. Bandar. The Board however, has his name

list, as he had put in a petition to it, and considered that he should wait. Relevant extracts of the Collector's report and the Bd's remarks on the candidate are enclosed.

x x x
for Secretary.

To the Secretary to Govt. Rev. Dept. with 1
petition 1 personal file and Collr's L.Dis.No.24971/48
L.Dis.No.5470/49.
L.Dis.No.13364/49.

Extract of South Kanara Collector's remarks.

...

Sl.No.13.

Name:-- Sri S.V.Bandar.

Date of Birth:- 9.1.1919

Age:- 30.

Qualification:- Intermediate, L.L.B., {Bombay Advocates'
Examination.

Tests passed:-- Rev. (Parts I to III), Accts.(Parts I &
II), Cr. Judl. (Parts I & II) S.Trng.,
Maintenance Exam. Service as R.I. 1 y. 9.m.
Reverted from the firka prior to 1.4.48.
Vide B.P.Rt.2998/48 (c) dt.10.5.48.

Post held at present:- Offg. U.D.C., T.O., Puctur.

Community:- Brahmin.

Whether the name was proposed |
previously and if so when | No.

Whether striker or not. -- Was on leave at the time of
strike.

Whether recommended or not, if not | He has been presenting
reasons for not recommending. | petitions to me and he
seems to entertain a
grievance that his
claims have been over-
looked. I told him at the end of April 1949, when
he came and saw me that I would try him in the Collector's
Office before making up my mind to consider his case. His
immediate reaction to that was to produce a Medical
certificate and go on leave. He has passed his L.L.B.
Examination in 1st Class and apparently he is a man
of some intellectual attainments. But I cannot recommend
a man who is afraid to work in the Collector's office
and runs away the moment there is a threat of his
transfer. In fact, I had almost put him on the list
for recommendation. On his own records he is described
as "a good clerk" in the lower division and his work
as Revenue Inspector has been adversely commented by one

p.t.o...

Tahsildar. I think he should wait and prove his worth. I would not be prepared to recommend him unless he comes through the mill of a heavy seat and that in the Collector's Office and comes out with a clean record.

sd. x x
Collector.

(True extract)

Extract of Bd's remarks.

~~Exx~~ 6. Sri S.V.Sandar. Intermediate (L.L.B) Brahmin, Age 30 years. Acting as U.D.clerk, Taluk Office, Puttur. Technically qualified. Name was not proposed before. The Collector does not recommend his name for the reasons given by him at p.41 cf. The candidate has submitted a petition and it may be perused. His personal file also may be perused. Was on leave at the time of stike.

Note by Secretary:-

He is a L.L.B. But he is only 30 and a Brahmin. The Collector has said that he has not been tried in heavy seats, and that when he was about to be posted to a heavy seat he went on leave on medical certificate. Work as clerk generally fair. But one officer has remarked that he was lazy and M.V. Subramanian that he was not shaping well as L.2. Later he improved. As R.I. just satisfactory.

May wait.

Sd. K.N.Anantaraman,
Secretary.

Wait.

Sd.W.R.S.Sattianathan,
Commissioner.

Wait.

Sd.V.N.Kudva,
Commissioner.

X True Extract/

12/11/7

x x x
for Secretary.

Before the Secretary to the Govt. of Madras, Rev.
Dept., Fort St. George, Madras.

...

Humble appeal petition of S.V. Bandar, Head clerk
(on leave) tk. Office, Ruttur, South Kanara.

...

Subject matter:- Inclusion of names in the annual
list of Dy. Tahsildars - S. Kanara
Dt. for 1949 - Appeal against orders of
Bd. of Revenue, Madras.

Appellant:- S.V. Bandar.

...

The appellant begs to prefer the present appeal
before the Govt., on the following among other grounds,
being highly aggrieved by the orders of the Bd. of Rev.
Madras, Ref. No. D. 3325/49-3(c) dt. 14.7.1949, confidential
rejecting his petition dt. 18.5.1949 to the Bd. in which
he prayed that the Bd. might be pleased to do him justice
by including his name in the annual list of Dy. Tahsildars
for 1949 for S. Kanara Dt.

1. The Bd. has in its order dt. 14.7.1949, informed
the appellant that his request for the inclusion of his
name in the list of Dy. Tahsildars could not be complied
with and that his petition was rejected. The appellant
has been subjected to grave injustice by this order of
the Bd. considering the facts represented in his petition
of 18.5.49.

2. The appellant is an U.D.C. since 1946 and stands
technically qualified for promotion to the grade of Dy.
Tahsildar since 1945.

3. The appellant has put in satisfactory service
as clerk in the Rev. Dept. since 1939 and has not given
room for complaints about his work or conduct. If there
was any thing to the contrary, remarks made in his
personal files ought to have been communicated to him
as required under the rules.

4. The appellant's special qualifications, humbly
stated in his petition to the Bd. have been ignored by
the Bd. He passed part I of the Criminal Judicial
Test in the I class in June, 1943, his being the only
distinction in the Province in that examination. Besides
he is a Law Graduate, with a I class L.L.B. qualification,
and has taken the I rank and received the Sir C. Catalvad
Jubilee Prize in the Advocates' examination, Bombay
in Feb. last.

5. The appellant had strong hopes that his
departmental and academic qualifications would get
the consideration to which they are entitled and that
persons like him would get some encouragement at the
hands of Govt. when there are very few law graduates in

in service in the Rev. Dept. It is an irony of fate that the appellant's qualifications availed him nothing and his case has been treated like any other's without any such qualifications. It is nothing short of injustice to the appellant that when persons with S.S.K.C. qualification are promoted as Dy. Tahsildars and tahsildars, a law graduate should be found not fit for anything better than a U.D.C.'s post. The appellant feels that a desirable qualification has been thrown to the winds.

6. The accepted principle of the separation of the judiciary from the executive dept. is about to be put into effect in the ~~the~~ Province, wherein members of the Bar and departmental subordinates with degrees in law are to be preferred for selection to offices in the judiciary. In such an event, the appellant has preferential claims to promotion and in any case, the rejection of his petition by the Bd. is unsustainable from all fair points of view. The appellant is grieved to find to his cost that neither efficient and honest service passing of departmental tests, nor the acquisition of a legal qualification brought him any positive benefit in his official career but left him far, far behind his less qualified colleagues in the dept. He is afraid that he has been prejudiced by a partial consideration and improper appreciation of his case and that the injustice might be set right only through the just intervention of Govt.

7. The appellant therefore prays that the Govt. be pleased kindly to consider this appeal petition, call for the following papers from the Board of Rev. and from the Collr. of S.Kanara for perusal, and do justice to the appellant by including his name in the list of Dy. Tahsildar of S.Kanara.

- 1) Board's Confle. Ref.No.D.3325/49-3(C)dt.14.7.49
- 2) S.Kanara Collector's L.Dis.24971/48 dt.17.12.48
- 3) " " L.Dis.5470/49 dt.8.4.1949
- 4) and 13364/49 dt.23.6.1949 and Pdl.No.71/49(c) dt.13.5.1949 and 21.5.1949.

For which act of justice the appellant will remain grateful.

xxx
Appellant.

Copy submitted through the Collr. of S.Kanara.

N.Dis. 9208-49

Submitted to the Collector of S.Kanara Bangalore, through the Rev.Divisional officer, Puthur

2.The applicant is now on leave.

x x x
Tahsildar.
Puthur,

/True Copy/

18/11/7

Copy of Boards R.f.No.D.3325/49-3(C) (Confidential.)
dt.14.7.1949.

...

Tahsildar and Dy. Tahsildars (S.Kanara)
Annual list 1949 - Inclusion of names - orders issued.

x x x

x x x

Read: From the Collr. of S.Kanara, Pdl.No.71/49(C)
dt.13.5.49 and 21.5.49.
Petition from Sri S.V.Bandar, dt.18.5.49.

x x x

Reference:

x x x

4. Sri S.V.Bandar is informed that his request
for the inclusion of his name in the list of Dy.
Tahsildars cannot be complied with. The petition
is rejected.

x x x

sd.
For Secretary.

To

The Collector of S.Kanara (full-encl.17 personal
files)
Sri B.G.Pinto through the Collr. of S.Kanara
Sri S.V.Bandar /L Gayatrinadhan through the
Collector of S.Kanara (para 4 only)
The Secretary to Govt. Home Dept. Madras.

for 11/7

/True Extract/

M.Dis.7322/49.

Submitted to the Collector of South Kanara.

bs

x x x
Divl.Officer.
3.9.49.

Confidential.

GOVERNMENT OF MADRAS.

Abstract.

Public Servants-(South Kanara)-Sri S.V. Banjar, clerk-
Inclusion in the list of Deputy Tahsildars-Petition-
Rejected.

Revenue Department.

G.O.Rt.No.33,

Dated 17-1-1950.

Read the following:

From Sri S.V. Bandar, petition, d/ nil.
From the Board of Rev. Ref.D.8897/49-2(C),
dated 9-12-49.

O R D E R

The Government are not prepared to interfere
on behalf of the petitioner. The petition is rejected.

(Sd.)

Secretary to Government.

To
The Petitioner through the Board of Revenue
Copy to the Board of Revenue (with the enclosures and
the personal file)

(TRUE COPY)

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11/7